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6 Attorney for Johnny Moore

7  
8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JOHNNY MOORE,

14 Defendant.  
15

Case No. 15-CR-226-GMN-PAL

**UNOPPOSED MOTION TO**  
**MODIFY CONDITIONS TO**  
**PERMIT TRAVEL**

**(Expedited Treatment Requested)**

16 Comes now the defendant, Johnny Moore, by and through his counsel of record,  
17 Raquel Lazo, Assistant Federal Public Defender, and hereby files this Unopposed Motion to  
18 Modify Conditions to Permit Travel. This request is based on the Points and Authorities  
19 attached hereto.

20  
21 DATED this 20<sup>th</sup> day of May, 2016.

22 RENE L. VALLADARES  
23 Federal Public Defender

24 By: /s/Raquel Lazo

25 RAQUEL LAZO  
Assistant Federal Public Defender  
26 Attorney for Johnny Moore

**POINTS AND AUTHORITIES**

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2           1)       On April 8, 2016, Mr. Moore petitioned this court to modify his conditions to  
3 permit him to travel to Fresno, California in order to resolve outstanding traffic warrants.  
4 Motion (#74). At a hearing on the matter, the government opposed the motion. After hearing  
5 argument on the motion, this court expressed concerns and wanted more information regarding  
6 Mr. Moore's proposed travel plans. The court denied the motion without prejudice. *See Minutes*  
7 *(#76)*.

8           2)       Since the hearing, defense counsel has been able to confirm that the Fresno court  
9 matter actually involves a pending traffic case. The case is not in warrant status as defense  
10 counsel mistakenly represented during the hearing. Defense counsel has provided government  
11 counsel with documentation to confirm that the case does exist and is in fact pending. As  
12 previously represented, resolution of the traffic case in person will speed up the resolution time  
13 because Mr. Moore will be eligible to apply for amnesty. Mr. Moore's fines will also be  
14 significantly reduced if he appears in person to resolve. It is important that Mr. Moore be  
15 permitted to resolve the citations sooner than later because once he does he will be able to get  
16 his license and no longer have to depend on family for transportation to and from work.

17           3)       Mr. Moore has proposed his travel plans to both the government and pretrial  
18 services. The trip will be limited to two days and will include an overnight stay in Selma,  
19 California.<sup>1</sup> Mr. Moore will coordinate with Pretrial Services Officer Lara to arrange the exact  
20 travel dates and itinerary should this court grant Mr. Moore's motion. Officer Lara will fashion  
21 whatever parameters he feels are necessary for the trip. The parties, however, agree that during  
22 the trip Mr. Moore will be limited to the courthouse, hotel, and gas and food establishments  
23 along the highway. Mr. Moore will be accompanied by his daughter. His daughter will drive  
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<sup>1</sup> Selma, California is located approximately 20 miles from Fresno, California. Mr. Moore will be staying at the Holiday Inn Selma-Swancourt. Pretrial Services Officer Lara approves of this hotel.

1 to and from Fresno. Pretrial Services Officer Lara approves of Mr. Moore's daughter as a driver  
2 for this trip.

3 4) Mr. Moore has been fully compliant since being released under pretrial services  
4 supervision.

5 5) Neither the government nor Mr. Moore's Pretrial Services Officer have any  
6 opposition to this request.

7 Dated this 20<sup>th</sup> day of May, 2016.

8 Respectfully submitted,

9 RENE L. VALLADARES  
10 Federal Public Defender

11 By: /s/Raquel Lazo

12 RAQUEL LAZO  
13 Assistant Federal Public Defender  
14 Attorney for Johnny Moore  
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2 UNITED STATES DISTRICT COURT  
3 DISTRICT OF NEVADA  
4

5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 v.

8 JOHNNY MOORE,


9 Defendant.  
10

Case No. 15-CR-226-GMN-PAL

~~PROPOSED ORDER~~

11 IT IS HEREBY ORDERED that Defendant Johnny Moore, is permitted to travel to  
12 Fresno, California to resolve his pending traffic court obligation as deemed appropriate by  
13 pretrial services and in accord with the proposals set forth in his Unopposed Motion.  
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15 DATED this 20th day of May, 2016.

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18 GEORGE FOLEY, JR.  
19 United States Magistrate Judge  
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**CERTIFICATE OF ELECTRONIC SERVICE**

The undersigned hereby certifies that he is an employee of the Federal Public Defender for the District of Nevada and is a person of such age and discretion as to be competent to serve papers.

That on May 20, 2016, he served an electronic copy of the above and foregoing **Unopposed Motion to Modify Conditions to Permit Travel (Expedited Treatment Requested)** by electronic service (ECF) to the person named below:

DANIEL G. BOGDEN  
United States Attorney  
ELHAM ROOHANI  
Assistant United States Attorney  
333 Las Vegas Blvd. So. 5th Floor  
Las Vegas, NV 89101

/s/ Brandon Thomas  
Employee of the Federal Public Defender